

11W 3761/B

PTO/SB/21, (04-07)

Approved for use through 09/30/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

67

Application Number	09/937,942
Filing Date	October 2, 2001
First Named Inventor	JOHNSON, Royce W.
Art Unit	3761
Examiner Name	STEPHENSONS, Jacqueline F.

Attorney Docket Number

VAC.483.US

ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Form used in Lieu of PTO/SB/08A/B (2pgs); Cited References (60 pgs); and Acknowledgement Postcard
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
<input type="checkbox"/> Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Kinetic Concepts, Inc.		
Signature			
Printed name	Robert W. Mason		
Date	August 8, 2007	Reg. No.	42,848

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name Geri Pieper Date August 8, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Attorney Docket No. VAC.483.US

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/937,942 Confirmation No.: 8824
Applicant : JOHNSON, Royce W.
Filed : October 2, 2001
TC/A.U. : 3761
Examiner : STEPHENS, Jacqueline F.
Docket No. : VAC.483.US
Customer No.: 60402

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir or Madam:

In compliance with the duty of disclosure set forth in 37 C.F.R. §1.56, Applicant is submitting one form used in lieu of PTO/SB/08A/B (2 pages) along with cited references therein. This Second Supplemental Information Disclosure Statement is being filed in accordance with 37 C.F.R. §1.97(c)(2). The Commissioner is authorized to charge any required fees to Deposit Account No. 500326.

Under 37 CFR 1.98 (a)(2)(ii) no copies of any mentioned U.S. patents and U.S. patent application publications are submitted. However, if the Office requires copies, applicants will provide in a timely manner.

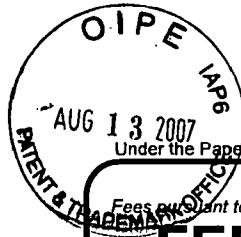
AUG 14 2007 AAKHADI 00000052 500326 09937942
01 FC:1806 180.00 DA

Applicant respectfully requests full and proper consideration of the listed information during examination of the application, and that the listed information be printed on any patent that issues therefrom.

Respectfully submitted,


Robert W. Mason
For Applicant

Robert W. Mason, Reg. No.: 42,848
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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2007

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)
180.00

Complete if Known

Application Number	09/937,942
Filing Date	October 2, 2001
First Named Inventor	JOHNSON, Royce W.
Examiner Name	STEPHENS, Jacqueline F.
Art Unit	3761
Attorney Docket No.	VAC.483.US

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____

Deposit Account Deposit Account Number: **500326** Deposit Account Name: **Kinetic Concepts, Inc.**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayments of fee(s) Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Small Entity	
				Fee (\$)	Fee (\$)
- 20 or HP =	x	=		50	25

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	
				Fee (\$)	Fee Paid (\$)
- 3 or HP =	x	=			

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x		=

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): **IDS Late Filing Surcharge** **180.00****SUBMITTED BY**

Signature	<i>Robert W. Mason</i>	Registration No. (Attorney/Agent) 42,848	Telephone 210-255-6271
Name (Print/Type)	Robert W. Mason	Date August 8, 2007	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Attorney Docket No. VAC.483.US

Substitute for form 1449/PTO				<i>Complete if Known</i>	
				Application Number	09/937,942
				Filing Date	October 2, 2001
				First Named Inventor	JOHNSON, Royce W.
				Art Unit	3761
				Examiner Name	STEPHENS, Jacqueline F.
Sheet	2	of	2	Attorney Docket Number	VAC.483.US

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.		
/J.S./	7	CHINN, Steven D. et al.: "Closed Wound Suction Drainage", The Journal of Foot Surgery, Vol. 24, No. 1, 1985, pp. 76-81		T ²
	8	ARNLJOTS, Björn et al.: "Irrigation Treatment in Split-Thickness Skin Grafting of Intractable Leg Ulcers", Scand J. Plast Reconstr. Surg., No. 19, 1985, pp. 211-213		
	9	SVEDMAN, P.: "A Dressing Allowing Continuous Treatment of a Biosurface", IRCS Medical Science: Biomedical Technology, Clinical Medicine, Surgery and Transplantation, Vol. 7, 1979, p. 221		
/J.S./	10	SVEDMAN, P. et al.: " A Dressing System Providing Fluid Supply and Suction Drainage Used for Continuous or Intermittent Irrigation", Annals of Plastic Surgery, Vol. 17, No. 2, August 1986, pp. 125-133		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/Jacqueline Stephens/	Date Considered	11/13/07
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Substitute for form 1449/PTO				Complete if Known	
				Application Number	09/937,942
				Filing Date	October 2, 2001
				First Named Inventor	JOHNSON, Royce W.
				Art Unit	3761
				Examiner Name	STEPHENS, Jacqueline F.
Sheet	1	of	2	Attorney Docket Number	VAC.483.US

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
/J.S./		3066672	12-04-1962	Crosby, W.H. Jr., et al	
		4548202	10-22-1985	Duncan, Robert B.	
		4826494	05-02-1989	Richmond et al.	Column 1
		5215522	06-01-1993	Page, Larry E., et al	
		5279550	01-18-1996	Habib, Magdi, et al	
		5342376	08-30-1994	Ruff, Gregory L.	
		6241747	06-05-2001	Ruff, Gregory L.	
		6287316	09-11-2001	Agarwal, et al	
		20020077661	06-20-2002	Saadat, Vahid	
		20060029675	02-09-2006	Ginther, Devin C.	
/J.S./		20070021697	01-25-2007	Ginther, et al	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
/J.S./		GB-2 220 357 A	01-10-1990	Wood, James Michael		
		GB-2 235 877 A	03-20-1991	Talluri, Antonio		
/J.S./		WO 99/13793	03-25-1999	Heaton, K., et al		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
/J.S./	1	SUSAN MENDEZ-EASTMEN, RN; "When Wounds Won't Heal" RN January 1998, Volume 61 (1); Medical Economics Company, Inc., Montvale, NJ, USA; pp. 20-24	
	2	DATTILO, PHILIP P., JR., et al; "Medical Textiles: Application of an Absorbable Barbed Bi-directional Surgical Suture"; Journal of Textile and Apparel, Technology and Management, Volume 2, Issue 2, Spring 2002, pp.: 1-5	
	3	CHARIKER, MARK E., M.D., et al; "Effective Management of incisional and cutaneous fistulae with closed suction wound drainage"; Contemporary Surgery, Vol 34, June 1989, pp.:59-63	
	4	Egnell Minor, Instruction Book, First Edition, 300 7502, February 1975, pp. 24	
	5	Egnell Minor: Addition to the Users Manual Concerning Overflow Protection – Concerns all Egnell Pumps, February 3, 1983, pp. 2	
/J.S./	6	SVEDMAN, P.: "Irrigation Treatment of Leg Ulcers", The Lancet, September 3, 1983, pp. 532-534	

Examiner Signature	/Jacqueline Stephens/	Date Considered	11/13/07
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